IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
CASE NO. **5:10-CV-412-F**

Narendra and Padmavathi **MAVILLA**,	)	
Plaintiffs	)	
	)	**PLAINTIFFS' MOTION TO**
v.	)	**COMPEL DISCOVERY**
	)	**PER FED.R.CIV.P. 37(a)(3(B)**
ABSOLUTE COLLECTION SERVICE, INC.,	)	**& FOR PROTECTIVE ORDER**
Defendants	)	**PER FED.R.CIV.P. 26(c)**
	/	

Plaintiffs Narendra and Padmavathi Mavilla request an order compelling Defendant ACS to produce within 10 days its federal and state tax returns for the last three tax years and its audited financial statements for the last three fiscal years, or in the alternative that ACS be deemed to have the ability to pay punitive damages or that it not be allowed to raise inability to pay as a defense to punitive damages, and that this Court would enter a protective order substantially similar to the attached proposed order for all parties' confidential information.

Counsel certifies that the parties have discussed on several occasions, including but not limited to Plaintiffs' depositions on 01 June 2012 and Defendant's deposition on 14 June 2012, Plaintiff's request for ACS's financial information and agreement to a protective order, but were unable to work out a mutual solution.

Respectfully submitted this **06 July 2012**,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on **06 July 2012** I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notice of such filing to Jennifer D. Maldonado, Esq., Yates, McLamb & Weyher, LLP, PO Box 2889, Raleigh NC 27602, **jmaldonado@ymwlaw.com**, counsel for Defendant Absolute Collection Service, Inc.

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